



2/11/04

## FINAL PASSAGE

### **SB 653 (LELAND)**

SB 653 would extend the sunset on the Baseline Environmental Assessment fee that is required to accompany a petition for liability exemption. [A Baseline Environmental Assessment (BEA) is used to determine the environmental condition of the property prior to purchase. The BEA program allows new owners or operators to redevelop and reuse contaminated property without incurring liability for the existing contamination.] The sunset is currently June 5, 2003 and would be extended until June 5, 2005. The fee is \$750.

The extension of this fee allows the DEQ to continue to provide this service to property owners in Michigan. Without this fee, the DEQ would not be able to deliver this service in the timeframe that can be critical to redevelopment decision-making.

Support: Michigan Environmental Council, DEQ.

- **SB 653 passed [RC 37: 37 yes, 0 no].**

### **SB 703 (McManus)**

SB 703 requires all persons riding on or being towed behind a personal watercraft on the waters of Michigan to wear a personal flotation device. The bill also phases out the changes after 5 years at which point it would revert to the current law.

Support: DNR, Coast Guard.

- **SB 703 passed [RC 703: 51 yes, 0 no].**

### **SB 727 (Sanborn)**

SB 727 creates a presumption that a fit parent's actions and decisions regarding grandparenting time are in a child's best interests places the burden on the grandparents to prove by clear and convincing evidence that it is in the child's best interests to order grandparenting time requires the court to give a fit parent's position deference when making its decision. The bill gives deference to a fit parent when making decision about court ordered grandparenting time. This is important because in the past, if courts had an opinion about what is best for the children that differed from a fit parent, the court could overrule the fit parent's decision. The Michigan Supreme Court ruled this unconstitutional.

Support (of the concept of the bill): Family Law Council of Michigan State Bar, AARP-MI, MCADSV (w/ amendment).

- Committee 1 (S-2) was adopted [no RC].
- CLARK-COLEMAN 1A (2 amends) was adopted [no RC]. If two parents sign an affidavit stating that they both oppose an order granting grandparenting time, the court would then dismiss the order to allow the grandparents to visit with the child.
- SB 727 was moved to 3<sup>rd</sup> Reading.
- SB 727 passed [RC 35: 38 yes, 0 no].

#### **SB 774 (BERNERO)**

SB 774 would establish a new deadline for a Smart Zone designation for Lansing/East Lansing. Support: City of East Lansing, Lansing Regional Chamber of Commerce

- SB 774 passed [RC 36: 38 yes, 0 no].

**SB 862 (Toy)**

**SB 863 (Hardiman)**

**SB 864 (George)**

**SB 865 (BERNERO)**

**SB 866 (Brown)**

**SB 867 (Van Woerkom)**

**SB 868 (Sanborn)**

**SB 870 (Cropsey)**

**SB 871 (Jelinek)**

**SB 872 (Patterson)**

**SB 875 (Gilbert)**

Senate Bill 862 would create a single business tax (SBT) credit for start-up businesses that: 1) had no net income for two consecutive years; 2) had fewer than 25 employees (calculated on a full-time equated basis); 3) had annual sales of less than \$1 million; 4) conducted R&D activity that accounted for at least 15% of its total business expenses; 5) was not a publicly traded business; and 6) had a single business tax liability.

Senate Bills 863 through 868, 870, 871, 872, and 875 would allow the start-up businesses to claim a credit against or an exemption from various taxes for five consecutive years.

Combined, these bills will reduce state tax revenues by a few million dollars per year.

**SB 862:**

- Sanborn 1 (S-3) was adopted [no RC].
- SB 862 passed [RC 38: 37 yes, 0 no].

**SB 863:**

- Sanborn 1 (S-2) was adopted [no RC].
- JACOBS 1A (1 amend) was adopted [no RC]. This would require start-up businesses which leave the state within three years after receiving a tax break to repay a proportion of that tax break.
- SB 863 passed [RC 39: 38 yes, 0 no].

**SB 864:**

- BRATER 1 (2 amends) was defeated [RC 49: 15 yes, 23 no]. This would have required approval of the tax break by the local community in which the business was located.
- SB 864 passed [RC 50: 32 yes, 6 no].

SB 865:

- SB 865 passed [RC 40: 38 yes, 0 no].

SB 866:

- SCOTT 1 (2 amends) was defeated [RC 47: 14 yes (DEMS), 24 no]. This would have required approval of the tax break by the local community in which the business was located. It also would have required start-up businesses which leave the state within three years after receiving a tax break to repay a proportion of that tax break.
- Brown 2 (1 amend) was adopted [no RC]. This would require start-up businesses which leave the state within three years after receiving a tax break to repay a proportion of that tax break.
- SB 866 passed [RC 48: 32 yes, 6 no].

SB 867:

- SB 867 passed [RC 41: 38 yes, 0 no].

SB 868:

- SB 868 passed [RC 42: 38 yes, 0 no].

SB 870:

- SB 870 passed [RC 43: 38 yes, 0 no].

SB 871:

- SB 871 passed [RC 44: 38 yes, 0 no].

SB 872:

- SB 872 passed [RC 45: 38 yes, 0 no].

SB 875:

- SB 875 passed [RC 46: 36 yes, 1 no].

## THIRD READING

### **HB 4276 (Shulman)**

HB 4276 would establish a Holocaust remembrance week in Michigan. The date was chosen to correspond with a key date in Jewish history, April 19, 1943, the beginning of the Warsaw ghetto uprising. The bill encourages individuals, educational and social institutions to reflect and educate and rededication to the principles of freedom. The U.S. Congress has already established these same dates for remembrance.

- HB 4276 was moved to 3<sup>rd</sup> Reading. No amendments.

### **HB 4463 (Robertson)**

HB 4463 would establish a state sponsored Cancer Awareness fund-raising license plate, and a Cancer Awareness fund within Treasury. The \$25 fund-raising donations would be deposited into the newly established

fund and distributed on a quarterly basis in the following manner: 1/3<sup>rd</sup> to the Michigan Chapter of the American Cancer Society, 1/3<sup>rd</sup> to the Barbara Ann Karmonos Cancer Institute and 1/3<sup>rd</sup> to Hospice of Michigan.

- Committee 1 (S-1) was adopted [no RC].
- HB 4463 was moved to 3<sup>rd</sup> Reading.

#### **HB 4720 (Lajoy)**

#### **HB 4722 (Moolenaar)**

HB 4270 requires the Department of Management and Budget create a cooperative bulk purchasing program for school districts, public school academies and intermediate school districts. The Department of Management and Budget reports that it already provides these services to school districts without being required to do so.

- Committee 1 (S-1) was adopted [no RC].
- HB 4720 was moved to 3<sup>rd</sup> Reading.

HB 4722 would exempt items purchased through cooperative bulk purchasing with other districts coordinated by the Department of Management and Budget from current laws requiring competitive bidding for purchases over \$17,932.

- Kuipers 1 (2 amends) was adopted [no RC]. This raised the competitive bidding threshold from \$12,500 to \$17,932.
- HB 4722 was moved to 3<sup>rd</sup> Reading. No amendments.

#### **HB 5009 (Hoogendyk)**

HB 5009 would change the current criteria to serve on a county's Department of Veterans' Affairs Committee allow up to two members on the committee who have served in the same war or conflict. [Currently, a county's board of commissioners has authority to create a Department of Veterans' Affairs and appoint three to five veterans to the committee, of which not more than one member can be representative of a single war or conflict.]

Support: Department of Michigan Veterans of Foreign Wars, Michigan Association of Counties, Commanders Group of Veterans Organizations.

- HB 5009 was moved to 3<sup>rd</sup> Reading. No amendments.

#### **HB 5179 (Newell)**

HB 5179 would allow for two contiguous townships to utilize a combined publicly owned or controlled building. Two townships in Ionia County (Berlin and Orange) want to build a joint township hall. This legislation is needed in the event that either one or both townships want to use the township hall for a voting precinct

Support: Michigan Township Association, Secretary of State and officials from Berlin and Orange Townships.

- HB 5179 was moved to 3<sup>rd</sup> Reading. No amendments.

#### **HB 5183 (Stahl)**

HB 5183 would require FIA to establish and administer a state plan for foster care according to federal regulations. The plan would have to include programs and services to promote, implement and support foster care focus groups. Foster care focus groups would provide state government officials and foster care professionals an opportunity to interact with and learn from people who have been in the system. This would encourage improvement of foster care services, and allow future kids in foster care to avoid the pitfalls prior generations had encountered.

- Committee 1 (amends) was adopted [no RC].
- HB 4720 was moved to 3<sup>rd</sup> Reading.